

PINNOCK & WAKEFIELD

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Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

**OUTERBRIDGE ACCESS ASSOCIATION,
SUING ON BEHALF OF DIANE CROSS;
and DIANE CROSS, An Individual,**

Plaintiffs,

v .

**MARIE CALLENDER'S PIE SHOPS, INC.
d.b.a. MARIE CALLENDER'S #254;
PACIFIC BAGELS, LLC d.b.a.
BRUEGGARS BAGELS; COURTYARD
HOLDINGS, LP; PSS PARTNERS, LLC;
and DOES 1 THROUGH 10, Inclusive,**

Defendants.

Case No.: 07CV2129 BTM (AJB)

**DECLARATION OF MICHELLE L.
WAKEFIELD IN SUPPORT OF
PLAINTIFFS' OPPOSITION TO
DEFENDANTS' MOTION TO DISMISS**

Date: January 25, 2008

Time: 11:00 AM

Judge: Hon. Barry T. Moskowitz

Courtroom: 15

**NO ORAL ARGUMENT UNLESS
REQUESTED BY COURT**

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1 I, Michelle L. Wakefield, Do Declare:

2 1. I have personal knowledge of the facts set forth in this declaration and if called as a witness

3 I could competently testify to the following facts:

4 2. I am an attorney of record for Pinnock & Wakefield, APC representing plaintiffs in the
5 present matter. I am licensed to practice law in all courts in the State Of California and for the
6 United States District Court For The Southern District Of California.

7 3. Attached as Exhibit A, as pages 1 through 5 is a true and correct copy of Judge
8 Moskowitz's decision in Pinnock v Solana Beach Do It Yourself Dog Wash, Case # 06CV1816
9 BTM, Docket Item # 22 issued on July 3, 2007.

10
11 I do declare under the penalty of perjury and the laws of the United States and the State of
12 California that the above is true and correct.

13 Dated: January 11, 2008

14 by /S/ Michelle L. Wakefield

15 Michelle L. Wakefield
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